

Docket No.: 20171/1201691-US1
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
William B. Pittard et al.

Application No.: 10/597,528

Confirmation No.: 2352

Filed: July 28, 2006

Art Unit: N/A

For: SIMPLIFIED CONTROL SYSTEM FOR
ELECTRONIC MEDIA

Examiner: Not Yet Assigned

INFORMATION DISCLOSURE STATEMENT (IDS)

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This Information Disclosure Statement is submitted in accordance with 37 C.F.R. 1.97, 1.98, and it is requested that the information set forth in this statement and in the listed documents be considered during the pendency of the above-identified application, and any other application relying on the filing date of the above-identified application or cross-referencing it as a related application.

1. This IDS should be considered, in accordance with 37 C.F.R. 1.97, as it is filed:
(Check one of the boxes A-D)

- ☐ A. within three months of the filing date of the above-identified national application or within three months of the entry into the national stage of the above identified national application
- ☒ B. before the mailing date of a first office action on the merits, or a first office action after filing a request for continued examination.
- ☐ C. after (A) and (B) above, but before final rejection or allowance, and Applicants have made the necessary statement in box "i" below or paid the necessary fee in box "ii" below.

{S:\20171\1201691-us1\80092842.DOC [REDACTED]}

Application No.: 10/597,528

Docket No.: 20171/1201691-US1

(check one of the boxes "i" and "ii" below:)

☐ i. Counsel states that, upon information and belief, each item of information listed herein was (check one of boxes (a) or (b))

☐ (a) first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this IDS; or

☐ (b) not cited in a communication from a foreign patent office in a counterpart foreign application and, to the knowledge of undersigned after making reasonable inquiry, was not known to any individual designated in 1.56(c) more than three months prior to the filing of this IDS.

☐ ii. A check for the fee set forth in 1.17(p), presently believed to be \$180, is enclosed.

☐ D. after (A), (B) and (C) above, but before payment of the issue fee: Applicant petitions under 37 C.F.R. 1.97(d) for the consideration of this IDS. Under 37 CFR 1.17(i) a check in the amount of \$180.00 is enclosed. Counsel certifies that, upon information and belief, each item of information listed herein was

(check one of the boxes "a" and "b" below:)

☐ (a) first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this IDS; or

☐ (b) was not cited in a communication from a foreign patent office in a counterpart foreign application and, to the knowledge of undersigned after making reasonable inquiry, was not known to any individual designated in 1.56(c) more than three months prior to the filing of this IDS.

2. In accordance with 37 C.F.R. 1.98, this IDS includes a list (e.g., form PTO/SB/08) of all patents, publications, or other information submitted for consideration by the office, either incorporated into this IDS or as an attachment hereto. A copy of each document listed is attached, except as explained below.

(check boxes A, B and/or C and fill in blanks, if appropriate.)

Application No.: 10/597,528

Docket No.: 20171/1201691-US1

- ☒ A. Pursuant to the 37 C.F.R. § 1.98(a)(2)(ii), a copy/copies of the U.S. Patent(s) and/or U.S. Patent Application Publication(s) on PTO/SB08 is/are not being submitted.
- ☐ B. Document(s) _____ is (are) deemed substantially cumulative to document(s) _____, and, in accordance with 1.98(c), only a copy of each of the latter documents is enclosed.
- ☐ C. Certain documents were previously cited by or submitted to the Office in the following prior applications, which are relied upon under 35 U.S.C. 120:

Applicant identifies these documents by attaching hereto copies of the forms PTO-892, PTO-1449 and/or PTO/SB/08 from the files of the prior application(s) or a fresh PTO/SB/08 listing these documents, and request that they be considered and made of record in accordance with 1.98(d). Per 37 CFR 1.98(d), copies of these documents need not be filed in this application.

- ☒ 3. Cite No(s). JP8195823A2 and JP2003111164A2 are not in the English language. In accordance with 1.98(c), Applicant states:
- ☒ An English translation of each document (or of the pertinent portions thereof), or a copy of each corresponding English-language patent or application, or English-language abstract (or claim) is enclosed.
- ☐ The requirement for a concise explanation of the relevance of any foreign language document is satisfied by the attached search report; citation of the documents cited in the search report shall not be construed as an admission that they are or are considered to be, material to patentability of the subject matter claimed herein (See MPEP §609).
- ☐ A concise explanation of the relevance of document(s) _____ is set forth as follows: [Insert concise explanation of relevance]
- ☐ A concise explanation of the relevance of document(s) _____ can be found on page(s) _____ of the specification.
- ☐ A concise explanation of document(s) _____ can be found on the attached sheet.

Application No.: 10/597,528

Docket No.: 20171/1201691-US1

- ☒ 4. No explanation of relevance is necessary for documents in the English language (see reply to Comments 67 in the preamble to the final rules; 1135 OG 13 at 20).
- ☐ 5. Other information being provided for the examiner's consideration follows:

[A/An _____ Search Report, dated _____, which issued during the prosecution of _____ Application No. _____ which corresponds to the present application.]

6. In accordance with 37 C.F.R. 1.97(g) and (h), the filing of this IDS should not be construed as a representation that a search has been made or that information cited is, or is considered to be, material to patentability as defined in §1.56 (b), or that any cited document listed or attached is (or constitutes) prior art. Unless other-wise indicated, the date of publication indicated for an item is taken from the face of the item and Applicant reserves the right to prove that the date of publication is in fact different.

Early and favorable consideration is earnestly solicited.

The Commissioner is authorized to charge any deficiency of up to \$300.00 or credit any excess in this fee to Deposit Account No. 04-0100.

Dated: January 8, 2007

Respectfully submitted,

By 

Thomas R. Marquis

Registration No.: 46,900

DARBY & DARBY P.C.

P.O. Box 5257

New York, New York 10150-5257

(206) 262-8917

(212) 527-7701 (Fax)

Attorneys/Agents For Applicant

PTO/SB/08A/B (09-06)

Approved for use through 03/31/2007. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(Use as many sheets as necessary)</i>				Complete if Known	
				Application Number	10/597,528-Conf. #2352
				Filing Date	July 28, 2006
				First Named Inventor	William B. Pittard
				Art Unit	N/A
				Examiner Name	Not Yet Assigned
Sheet	1	of	2	Attorney Docket Number	20171/1201691-US1

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	Document Number Number-Kind Code ² (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	A*	US-6,765,557-B1	07-20-2004	Segal et al.	
	B*	US-6,692,358-A1	02-17-2004	Lawrence et al.	
	C*	US-6,590,505	07-08-2003	Matsui et al.	
	D*	US-6,069,672	05-30-2000	Claassen	
	E*	US-5,699,065	12-16-1997	Murray	
	F*	US-6,587,067-A1	07-01-2003	Darbee et al.	
	G*	US-6,264,559	07-24-2001	Lawrence et al.	
	H*	US-5,855,483	01-05-1999	Collins et al.	
	I*	US-5,745,192	04-28-1998	Bialobrzewski	
	J*	US-5,386,251	01-31-1995	Movshovich	
	K*	US-5,081,534	01-14-1992	Geiger et al.	
	L*	US-4,728,949	03-01-1988	Platte et al.	
	M*	US-4,490,810	12-25-1984	Hon	
	N*	US-4,111,421	09-05-1978	Mierzewski	
	O*	US-2005/0054407-A1	03-10-2005	Kinzer et al.	
	P*	US-2005/0026699-A1	02-03-2005	Kinzer et al.	
	Q*	US-2005/0014563-A1	01-20-2005	Barri	
	R*	US-2004/0054826-A1	03-18-2004	Kavanagh	

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	Foreign Patent Document ¹	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁵
		Country Code ² -Number ³ -Kind Code ⁴ (if known)				
	S	CA-2,329,693-A1	06-28-2002	John Stephen, et al.		✓
				N.V. Philips		✓
	T	EP-0 435 370-A2	07-03-1991	Gloeilampenfabrieken		
	U	IL-0140813A	02-10-2002	Utopi Reg Partnership		✓
	V	JP-8195823-A	07-30-1996	Sani Denshi KK		✓
				Matsushita Electric Ind. Co. Ltd.		✓
	W	JP-2003111164-A2	04-11-2003			
	X	WO-03/067543-A2	08-14-2003	Nvidia Corporation		✓
	Y	WO-03/029948-A1	04-10-2003	Digeo, Inc.		✓
	Z	WO-01/35664-A2	05-17-2001	Clemens Croy et al.		✓

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 809. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kind Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. Applicant is to place a check mark here if English language Translation is attached.

Examiner Signature	/Fekadeselassie Girma/	Date Considered	08/27/2009
--------------------	------------------------	-----------------	------------

ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /F.G./

PTO/SB/08A/B (09-06)

Approved for use through 03/31/2007. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449/PTO		Complete if Known	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use as many sheets as necessary)		Application Number	10/597,528-Conf. #2352
		Filing Date	July 28, 2006
		First Named Inventor	William B. Pittard
		Art Unit	N/A
		Examiner Name	Not Yet Assigned
		Attorney Docket Number	20171/1201691-US1
Sheet	2	of	2

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
	AA	M. Broersma, "Interactive DVD format gets broad support", ZDNet UK News, Hardware Chips, September 26, 2002: http://news.zdnet.co.uk/hardware/chips/0,39020354,2122929,00.htm	✓

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 608. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹Applicant's unique citation designation number (optional). ²Applicant is to place a check mark here if English language Translation is attached.

Examiner Signature	/Fekadeselassie Girma/	Date Considered	08/27/2009
-----------------------	------------------------	--------------------	------------

ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /F.G./